

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AVELARDO RIVERA and YASMINE
ROMERO, individually, and on behalf of all
others similarly situated,

Plaintiffs,

v.

AMAZON WEB SERVICES, INC.,
a Delaware corporation,

Defendant.

No. 2:22-CV-00269-JHC

STIPULATED MOTION AND
ORDER FOR EXTENSION OF FACT
DISCOVERY DEADLINES

NOTE ON MOTION CALENDAR:
MAY 15, 2024

Pursuant to Local Civil Rules 7(d)(1) and 10(g), defendant Amazon Web Services, Inc. (“AWS”) and plaintiffs Avelardo Rivera and Yasmine Romero (“Plaintiffs”) (collectively, the “Parties”) jointly move the Court for a two-day extension of the current fact discovery periods. In support of this stipulated motion, the Parties state as follows:

1. On March 12, 2024, Plaintiffs moved for leave to serve four additional interrogatories on AWS. *See* Dkt. 165. The Court granted that motion on April 5. *See* Dkt. 192.

2. Plaintiffs served their four additional interrogatories on AWS on April 5, making May 6 the deadline for AWS to provide answers and objections to Plaintiffs’ four additional interrogatories.

3. On April 11, AWS served one additional interrogatory on Plaintiffs, making May 13 the deadline for Plaintiffs to provide answers and objections to AWS’s interrogatory.

1 4. After meeting and conferring, the Parties agreed that, “[i]f either party doesn’t
2 provide substantive answers by their [respective interrogatory response] deadline[s], the parties
3 agree that the receiving party will agree to extend the parties’ fact discovery deadline by the
4 amount of time it takes the producing party to provide full substantive answers. For example, if
5 AWS produces full substantive answers two weeks after the [May 6] deadline, AWS would
6 agree to a stipulated motion that extends the parties’ fact discovery deadline by two additional
7 weeks.” Ex. A (Apr. 24, 2024 email from counsel for plaintiffs to counsel for AWS).

8 5. On April 26, the Parties filed a Stipulated Motion and [Proposed] Order for
9 Extension of Fact Discovery Deadlines, which this Court granted. *See* Dkts. 197, 198. Under the
10 Court’s order granting that Stipulated Motion, fact discovery among the Parties is scheduled to
11 close on June 14, while fact discovery as to third parties is scheduled to close on July 29.

12 6. AWS provided answers and objections to Plaintiffs’ four additional
13 interrogatories on May 6. AWS then produced further information responsive to certain of
14 Plaintiffs’ four additional interrogatories on May 8. Accordingly, pursuant to their earlier
15 agreement, the Parties have agreed, subject to Court approval, to extend the current fact
16 discovery deadlines by an additional two days.

17 7. Under Federal Rule of Civil Procedure 16(b)(4), “[a] schedule may be modified
18 only for good cause and with the judge’s consent.” Good cause exists here because the requested
19 extension is consistent with the Parties’ agreement, is intended to facilitate the orderly and
20 efficient completion of fact discovery without unnecessary motion practice, and is timely.
21 *See Ahanchian v. Xenon Pictures, Inc.*, 624 F.3d 1253, 1259 (9th Cir. 2010) (requests for
22 extensions of time made before the applicable deadline has passed should normally be granted in
23 the absence of bad faith or prejudice).

24 8. The Parties therefore respectfully request that the current fact discovery deadlines
25 be modified as follows:
26

Event	Current Deadline	Proposed Deadline
Close of fact discovery as to the Parties	June 14, 2024	June 17, 2024
Close of fact discovery as to third parties	July 29, 2024	August 1, 2024

WHEREFORE, the Parties respectfully request that the Court enter an order modifying the current fact discovery deadlines in accordance with this Stipulated Motion.

Dated: May 15, 2024

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ORDER

IT IS SO ORDERED. The Court GRANTS the motion at Dkt. # 200.

DATED this 16th day of May, 2024.



JOHN H. CHUN
UNITED STATES DISTRICT JUDGE